



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 03-050-E)

In re Application of: )  
 )  
Michael Kapolka et al. )  
 ) Group Art Unit: 3661  
Serial No.: 10/823,271 )  
 ) Examiner: TBD  
Filed: April 12, 2004 )  
 )  
For: Vehicle Interactive System )

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. 1.47(a)  
TO ALLOW SIGNATURE ON BEHALF OF  
INVENTORS WHO REFUSE TO SIGN**

Dear Sir:

Pursuant to 37 C.F.R. § 1.47(a), the Applicants respectfully request the Office to allow the signing inventors Mr. Gregory Dils ("Mr. Dils"), Mr. Nik Neymer ("Mr. Neymeyer"), Mr. Tracy Meade ("Mr. Meade"), Mr. Dennis Essenmacher ("Mr. Essenmacher"), and Ms. Rebecca Lohr ("Ms. Lohr") make application on behalf of themselves and co-inventor Mr. Michael Kapolka ("Mr. Kapolka"), Mr. Sam Chang ("Mr. Chang"), Mr. Brian Crull ("Mr. Crull"), Mr. Kevin William ("Mr. Williams"), Mr. Andrew Smith ("Mr. Smith"), and Mr. Hassanayn Machlab El-Hajj ("Mr. Machlab El-Hajj") who refuse to join the above-listed application.

In support of this Petition, I, Julian F. Santos, declare as follows with respect to U.S. Patent Application Serial No. 10/823,271 ("present Application"), entitled "Vehicle Interactive System" I am an attorney at the law firm McDonnell, Boehnen, Hulbert and Berghoff LLP ("MBHB"), and an outside counsel representative for Applicant, NNT, Inc. I have personal knowledge of the following facts, and if called to testify, I would and could testify competently to the matters set forth herein.

McDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
300 SOUTH WACKER DRIVE  
CHICAGO, ILLINOIS 60606  
TELEPHONE (312) 913-0001

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MBHB: 03-050-E  
S/N: 10/823,271  
FILING DATE: APRIL 12, 2004

12/28/2004 MBERHE 00000066 132490 10823271  
03 FC:1463 200.00 DA

1. On April 12, 2004, MBHB filed a utility patent application entitled "Vehicle-Interactive System," now assigned the aforementioned Application Serial No. 10/823,271 at the request of NNT, Inc., a subsidiary of Snap-on Incorporated and a Wisconsin corporation, having a place of business at 2329 East Walton Blvd. Auburn Hills, MI 48326. A copy of the filing receipt for the present application is attached hereto as Exhibit A.
2. As noted, Ms. Lohr and Messrs. Smith, Dils, Machlab El-Hajj, Neymeyer, Meade, Essenmacher, Kapolka, Chang, Crull and Williams are named as joint inventors ("inventors") on the present Application.
3. On June 25, 2004, the U.S. Patent and Trademark Office mailed a Notice to File Missing Parts of Nonprovisional Application for the above-referenced patent application, requesting submission of a signed Declaration (see Exhibit "B").
4. On August 6, 2004, MBHB forwarded to each of the inventors a package that included a copy of the filed application; a copy of a combined declaration and power of attorney; a copy of an assignment assigning to Snap-on Incorporated (the parent company of NNT, Inc.), its successors and assigns, the entire right, title and interest in the invention (or improvements of the undersigned disclosed in the application), and a instruction letter requesting review of the application and execution of the combined declaration and power of attorney and assignment by all named inventors. Unfortunately, Mr. Williams name was inadvertently left off the combined declaration and power of attorney and Assignment. On October 28, 2004, this defect was discovered and a new combined declaration and power of attorney and assignment were drafted.
5. On October 29, 2004, MBHB forwarded to each of the inventors an updated package that included a copy of the filed application; a copy of the new Combined Declaration and Power of Attorney ("DPOA"); a copy of an new Assignment assigning to Snap-on Incorporated (the parent company of NNT), its successors and assigns, the entire right, title and interest in the invention (or improvements of the undersigned disclosed in the Application), and a instruction letter requesting review of the application and execution of the new DPOA and new Assignment by all named inventors. Copies of the letters to each of the inventors are attached hereto as Exhibit C.

6. Ms. Lohr and Messrs. Dils, Neymeyer, Meade, and Essenmacher have since executed and returned the DPOA. A copy of the executed Declaration and Power of Attorney is attached hereto as Exhibit D.
7. While Mr. Lohr has not returned an executed Assignment, Messrs. Dils, Neymeyer, Meade, and Essenmacher have each executed and returned the Assignment. A copy the Assignment executed by is attached hereto as Exhibit E.
8. Mr. Smith executed an Employee Agreement between himself and Snap-on Incorporated, which requires Mr. Smith to assign to Snap-on Diagnostics and its successors and its assigns all inventions, improvements and discoveries relating to Snap-on Diagnostic's businesses or especially adapted for use in connection with Snap-on Diagnostic's businesses, made by him during his employment with Snap-on Diagnostics and within six months after termination of his employment with Snap-on Diagnostics. The Employee Agreement, which was in effect at the filing of the present application, also states that Mr. Smith agrees to assist Snap-on Diagnostics in obtaining, for its benefit patents in any and all countries, on such inventions, improvements and discoveries, including the prompt execution of applications for the patents and assignments thereof. A copy of the Employment Agreement between Snap-on Incorporated and Andrew Smith is attached hereto as Exhibit F.
9. To date, however, Messrs. Smith, Machlab El-Hajj, Kapolka, Chang, Crull and Williams have not executed and returned to MBHB or NNT, Inc. the DPOA or the Assignment for the present Application.
10. The present application claims the benefit of United States Provisional Application No. 60/462,583 ("583 application"), entitled "Vehicle Interactive System."
11. Ms. Lohr and Messrs. Kapolka, Chang, Williams, Crull, Essenmacher, Meade, Smith, Dils, Machlab El-Hajj, and Neymeyer are named inventors on the '583 application. A copy of the USPTO-stamped transmittal of the '583 application is attached hereto as Exhibit G.
12. In addition to claiming the benefit of '583 application, the present application is a continuation-in-part of and claims priority to United States Patent Application Serial No.

10/358,637 ("637 application"), which, in turn, claims priority to United States Provisional Patent Application Serial No. 60/354,673 ("673 application").

13. Ms. Lohr and Messrs. Kapolka, Chang, Williams, Crull, Essenmacher, and Meade are named inventors on the '637 application. A copy of the filing receipt for the '637 application is attached hereto as Exhibit H.
14. The '637 application has been accorded Rule 1.47(a) status to allow the signing inventors to proceed with the '637 application on behalf of themselves and the non-signing inventor, namely Mr. Chang. A copy of the Decision Granting Status under Rule 1.47 is attached hereto as Exhibit I. A copy of the petition under Rule 1.47(a) is available on request.
15. Messrs. Kapolka, Crull, Chang, Williams, and Essenmacher are named inventors on the '673 application.
16. Messrs. Kapolka, Crull, Chang, Williams, and Essenmacher executed an assignment and agreement for the invention to which the '673 and the present application is directed. In the executed assignment and agreement, they:
  - a. sold, assigned and transferred to WPI Micro Processor Systems, Inc., 6405 Nineteen Mile Road, Sterling Heights, MI 48314 as assignee, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries in and to certain inventions relating to VEHICLE-INTERACTIVE SYSTEM described in an application for Letters Patent of the United States, filed as U.S. Serial No. 60/354,673 on February 5, 2002 and all the rights and privileges under any and all Letters Patent that may be granted therefore;
  - b. requested that any and all patents for said inventions be issued to said assignee, its successors, assigns and legal representatives, or to such nominees as it may designate;
  - c. agreed that, when requested, they will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees; and



- d. authorized and empowered said assignee, its successors, assigns and legal representatives or nominees, to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

A true and accurate copy of this assignment and agreement is attached hereto as Exhibit J.

17. NEXIQ Technologies, Inc. (and its subsidiaries) filed "Chapter 11" bankruptcy petitions on October 12, 2002, during the pendency of the '673 application, for which the '637 and the present applications claim priority.
18. During the bankruptcy proceedings and pursuant to a purchase agreement, NEXIQ Technologies, Inc. (the parent company of WPI Micro Processor Systems, Inc.) assigned all right, title and interest in the present invention to NNT, Inc. on December 20, 2002 as evidenced by the attached assignment in Exhibit K. Other companies purchased the remaining Intellectual Property of NEXIQ Technologies, Inc. Consequently, NEXIQ Technologies, Inc. no longer exists as a corporation and was not merged into NNT, Inc.
19. Ms. Lohr and Messrs. Kapolka, Williams, Crull, Essenmacher, and Meade have executed a declaration and power of attorney for the '637 application as shown in Exhibit L. To date, however, Mr Chang has not executed a declaration and power of attorney for the '637 application.
20. Messrs. Kapolka, Crull, Essenmacher, and Meade have executed a second Assignment assigning to NNT, Inc. all their right, title and interest in the present invention as set forth in the '637 application and any other application filed thereon. A copy of this Assignment is attached hereto as Exhibit M.
21. Upon information and belief formed through review of the Application file and communication with personnel at NNT and Snap-on Incorporated, I learned that the last

known address for Messrs. Smith, Machlab El-Hajj, Kapolka, Chang, Crull, and Williams are as follows.

- a. The last know home address for Mr. Smith is 117 Crandall Court NE, Cedar Rapids, IA 52402
  - b. The last known home address for Mr. Machlab El-Hajj is 2680 Glen Hollow Court, Coralville, IA 52241.
  - c. The last known home address for Mr. Kapolka is 4858 Sunderland Rd., Sterling Heights, MI 48314.
  - d. The last known home address for Mr. Chang is 6926 Alden Dr., West Bloomfield, MI 48324.
  - e. The last known home address for Mr. Crull is 5514 Oak Park Drive, Clarkston, MI 48346.
  - f. The last known home address for Mr. Williams is 5514 Oak Park Drive, Clarkston, MI 48346.
22. Messrs. Machlab El-Hajj, Kapolka, Chang, Crull, and Williams no longer work for WPI Micro Processor Systems, Inc. or NEXIQ Technologies, Inc. and have never worked for NNT, Inc.
23. Mr. Smith no longer works for WPI Micro Processor Systems, Inc. NEXIQ Technologies, Inc., NNT, Inc. and/or Snap-on Incorporated.
24. As noted, I sent on October 29, 2004 the package via Federal Express (hereinafter "FedEx") to Mr. Smith at 117 Crandall Court NE, Cedar Rapids, IA 52402. The FedEx Tracking Information showing that the package was delivered on November 1, 2004 and signed for by "J. Smith" is attached hereto as Exhibit N.
25. On November 3, 2004, I held a teleconference with Mr. Smith to discuss the execution of the DPOA and Assignment for this Application (and for other applications for NNT, Inc.). Despite the terms of the Employment Agreement, Mr. Smith indicated that he would not be executing and/or returning any more paperwork for this Application or any other application for NNT, Inc.

26. With respect to obtaining from Mr. Machlab El-Hajj an executed DPOA and Assignment, I sent the package via FedEx to him at 2680 Glen Hollow Court, Coralville, IA 52241 on October 29, 2004. The FedEx Tracking Information showing that the package was delivered on November 2, 2004 and signed for by "A. Machlab" is attached hereto in Exhibit N.
27. Mr. Machlab El-Hajj had executed and returned the declaration and power of attorney and assignment that did not list Mr. Williams as an inventor.
28. On November 3, 2004, I held a teleconference with Mr. Machlab El-Hajj to discuss the execution of the DPOA and Assignment for this Application (and for other applications for NNT, Inc.). Mr. Machlab El-Hajj stated that he intended to execute the DPOA and Assignment for this Application (and for other applications for NNT, Inc.).
29. On December 20, 2004, I contacted Mr. Machlab El-Hajj via e-mail to again request execution and return of the DPOA and Assignment for this Application. A copy of the e-mail is attached hereto as Exhibit O.
30. To date, Mr. Machlab El-Hajj has not signed and returned to MBHB or NNT, Inc. the combined DPOA and/or Assignment for the present Application.
31. With respect to obtaining from Mr. Kapolka an executed DPOA and Assignment, I sent the package via FedEx to him at 4858 Sunderland Rd., Sterling Heights, MI 48314 on October 29, 2004. The FedEx Tracking Information showing that the package was delivered on November 2, 2004 and signed for by "M Kapolka" is attached hereto in Exhibit N.
32. Mr. Kapolka has previously indicated that he would not execute any paperwork for NNT, Inc. The fact supporting this are:
- a. During a conversation on May 20, 2003 regarding the '637 application and other cases related to the present Application, Mr. Kapolka mentioned to me that, although he signed the paperwork for the '637 application, he would not continue to sign paperwork for NNT, Inc. because he (i) no longer works for NEXIQ Technologies, Inc. or WPI Micro Processor Systems, Inc., and (ii) he has already assigned to WPI Micro Processor Systems, Inc. and/or NEXIQ Technologies, Inc.

all his right, title and interest in this and other inventions. Mr. Kapolka made such statements despite previously agreeing to the contrary in the assignment and agreement shown in Exhibit J.

- b. Mr. Kapolka has accepted the mailings. Yet, to date, Mr. Kapolka has not executed and returned this paperwork to MBHB or NNT, Inc.

33. With respect to obtaining from Mr. Chang an executed DPOA and Assignment, I sent the package via FedEx to him at 6926 Alden Dr., West Bloomfield, MI 48324 on October 29, 2004. The FedEx Tracking Information showing that the package was delivered on November 1, 2004 is attached hereto in Exhibit N. Mr. Chang has authorized a signature release so that FedEx packages delivered to him are deemed signed, and thus, the FedEx Tracking Information shows that the package was delivered in accordance with the signature release.

34. Like Mr. Kapolka, Mr. Chang has previously indicated that he would not execute any paperwork for NNT, Inc. The facts supporting this are:

- a. I telephoned Mr. Chang on April 9, 2003, May 20, 2003, July 25, 2003, August 20, 2003, and again on August 21, 2003 to attempt to get him to execute a Declaration and Power of Attorney and Assignment for the '637 application.
- b. On the first call, there was no answer on after at least 10 rings.
- c. On the second call, I spoke with someone (female) at the residence and requested Mr. Chang to return the call. Mr. Chang did not return the call.
- d. On the third call, I actually spoke with Mr. Chang. Mr. Chang said to me that he would not sign any papers for any application for NNT, Inc, despite agreeing to the contrary in the assignment and agreement shown in Exhibit J.
- e. On Wednesday, August 20, 2003, and on Thursday, August 21, 2003, before preparing a petition under Rule 1.47(a) for the '637 application, I again telephoned Mr. Chang's home and left messages requesting that Mr. Chang return my calls to confirm that he would not sign the paperwork. Mr. Chang has not returned my telephone calls, and those answering the phone at his residence gave

unresponsive answers when asked when Mr. Chang will be available to discuss these matters.

- f. On several other occasions, I sent to Mr. Chang similar packages for U.S. Patent Applications, including serial nos. 10/823,804 and 10/344,976, and Mr. Chang has refused the packages causing the courier to return the packages to MBHB.
- g. Like the other applications, Mr. Chang has not signed and returned to MBHB or NNT, Inc. the combined Declaration and Power of Attorney or any other paperwork for the present Application.

35. With respect to obtaining from Mr. Crull an executed DPOA and Assignment, I sent the package via FedEx to him at 5514 Oak Park Drive, Clarkston, MI 48346 on October 29, 2004. The FedEx Tracking Information showing that the package was delivered on November 2, 2004 and signed for by "S. Krull" is attached hereto in Exhibit N.

36. Mr. Crull has previously indicated that he would not execute any paperwork for NNT, Inc. The facts supporting this are:

- a. On several other occasions, I sent to Mr. Crull similar packages for U.S. Patent Applications, including serial nos. 10/823,271 and 10/344,976. While Mr. Crull has accepted the packages, and executed the earlier application, namely, serial no. 10/344,976, he has refused to return any executed paperwork to MBHB or NNT, Inc for the more recently sent packages.
- b. To date, Mr. Crull has not signed and returned to MBHB or NNT, Inc. the combined DPOA and/or Assignment for the present Application.

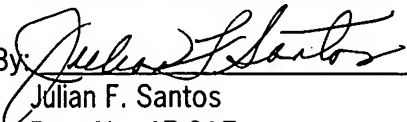
37. With respect to obtaining from Mr. Williams an executed DPOA and Assignment, I sent the package via FedEx to him at 5514 Oak Park Drive, Clarkston, MI 48346 on October 29, 2004. The FedEx Tracking Information showing that the package was delivered to that address on November 3, 2004 and signed for by "Z. Williams" is attached hereto in Exhibit N.

38. To date, Mr. Williams has not signed and returned to MBHB or NNT, Inc. the combined DPOA and/or Assignment for the present Application.

39. Since Messrs. Smith, Machlab El-Hajj, Kapolka, Chang, Crull, and Williams have not signed and returned the combined DPOA, the combined DPOA shown in Exhibit D includes empty signature blocks for Messrs. Smith, Machlab El-Hajj, Kapolka, Chang, Crull, and Williams. The Applicants believe that this satisfies the requirement of 37 C.F.R. § 1.47(a) that all the available joint inventors must (1) make oath or declaration on their own behalf as required by 37 CFR §§ 1.63 or 1.175 and (2) make oath or declaration on behalf of the nonsigning joint inventor as required by 37 CFR § 1.64. See M.P.E.P § 409.03(a)(A), which states "An oath or declaration signed by all the available joint inventors with the signature block of the nonsigning inventor(s) left blank may be treated as having been signed by all the available joint inventors on behalf of the nonsigning inventor(s), unless otherwise indicated."
40. NNT, Inc. will suffer irreparable harm if not allowed to apply for a patent for the above-listed Application because that the United States Patent and Trademark Office will otherwise hold the present Application abandoned without an executed Oath or Declaration.
41. I hereby declare that all statements made herein are of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made under penalty of perjury and that such willful false statements may jeopardize the validity of the specification or any patent issued thereon, and that this affidavit was executed on the 22 day of December 2004 in Chicago, Illinois, United States of America.
42. Pursuant to 37 C.F.R. §§ 1.47(a) and 1.17(g), Applicants submit herewith a check for the petition fee of \$200.

Respectfully submitted

**McDONNELL BOEHNEN  
HULBERT & BERGHOFF LLP**

By:   
Julian F. Santos  
Reg. No. 47,917

Date: December 22, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/823,271	04/12/2004	3661	770	03-050-E	3	20	3

CONFIRMATION NO. 3477

020306

MCDONNELL BOEHNNEN HULBERT & BERCHOFF LLP  
 300 S. WACKER DRIVE  
 32ND FLOOR  
 CHICAGO, IL 60606

DOCKETED

## FILING RECEIPT



\*OC000000013065488\*

JUN 29 2004

DUE DATE: 7/12/04  
 BY: *DB* *Foreign Filing*  
 4/12/05

Date Mailed: 06/25/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Michael Kapolka, Sterling Heights, MI;  
 Sam Chang, West Bloomfield, MI;  
 Andrew Smith, Cedar Rapids, IA;  
 Brian Crull, Oak Park, MI;  
 Dennis Essenmacher, Royal Park, MI;  
 Gregory A. Dils, Tiffin, IA;  
 Machlab El-Hajj, Coralville, IA;  
 Tracy Meade, Attica, MI;  
 Rebecca Kohr, Cedar Rapids, IA;  
 Nik Neymeyer, Marion, IA;

## Assignment For Published Patent Application

NNT, Inc., Auburn Hills, MI;

## Domestic Priority data as claimed by applicant

This application is a CIP of 10/358,637 02/05/2003  
 which claims benefit of 60/354,673 02/05/2002  
 This application 10/823,271  
 claims benefit of 60/462,561 04/11/2003  
 and claims benefit of 60/462,583 04/11/2003  
 and claims benefit of 60/462,582 04/11/2003

## Foreign Applications

**If Required, Foreign Filing License Granted:** 06/24/2004

**Projected Publication Date:** To Be Determined - pending completion of Missing Parts

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Vehicle-interactive system

**Preliminary Class**

700

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



# EXHIBIT B



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,271	04/12/2004	Michael Kapolka	03-050-E

CONFIRMATION NO. 3477

020306  
 MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
 300 S. WACKER DRIVE  
 32ND FLOOR  
 CHICAGO, IL 60606

## FORMALITIES LETTER



\*OC000000013065489\*

Date Mailed: 06/25/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*MDuong*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

# EXHIBIT C



McDonnell Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive  
Chicago, Illinois 60606-6709  
www.mbhb.com

312 913 0001 phone  
312 913 0002 fax

October 29, 2004

Ms. Rebecca Lohr  
1034 20th St. SE  
Cedar Rapids, IA 52403

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Ms. Lohr:

With regard to the above referenced U.S. Patent Application, we enclose a copy of the application, a revised combined Declaration and Power of Attorney (DPOA), and a revised Assignment. The revised documents now include Mr. Williams as an inventor. Mr. Williams name was inadvertently omitted from the previous version of the DPOA and Assignment.

If you have not already done so, please review the application, and then both sign and date the revised DPOA. If any of your personal information in the revised DPOA is incorrect (e.g., a postal address), please make the correction in permanent ink. Then initial and date the correction (in addition to signing and dating these papers where indicated).

The revised Assignment should be executed before a Notary Public or other authorized officer. Please note that notarization of an Assignment is not required. However, there are benefits to notarization and, therefore, we recommend it. Specifically, under U.S. law (35 U.S.C. § 261):

A certificate of acknowledgment under the hand and official seal of a person authorized to administer oaths within the United States, or, in a foreign country, of a diplomatic or consular officer of the United States or an officer authorized to administer oaths whose authority is proved by a certificate of a diplomatic or consular officer of the United States, or apostille of an official designated by a foreign country which, by treaty or convention, accords like effect to apostilles of designated officials in the United States, shall be prima facie evidence of the execution of an assignment, grant or conveyance of a patent or application for patent.

Witnessing is not sufficient to obtain the benefits of the statute; official apostille or notarization is required.

**Please return the revised DPOA as soon as possible, but not later than November 15, 2004. We will file the revised DPOA with the response to the Notice to File Missing Parts we received from the Patent and Trademark Office. We will also file the revised Assignment with the Patent Office for recordation.**

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Should you have any questions, please do not hesitate to contact me.

Best regards,

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Julian F. Santos  
312 913 3304  
santos@mbhb.com

Enclosures

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October 29, 2004

Mr. Andrew Smith  
117 Crandall Court NE  
Cedar Rapids, IA 52402

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Smith:

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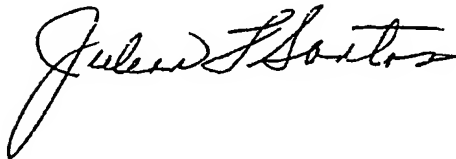
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312 913 3304  
santos@mbhb.com

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October 29, 2004

Mr. Gregory A. Dils  
352 Oriole Court  
Tiffin, IA 52340

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Dils:

With regard to the above referenced U.S. Patent Application, we enclose a copy of the application, a revised combined Declaration and Power of Attorney (DPOA), and a revised Assignment. The revised documents now include Mr. Williams as an inventor. Mr. Williams name was inadvertently omitted from the previous version of the DPOA and Assignment.

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Best regards,

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312 913 3304  
santos@mbhb.com

Enclosures

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www.mbhb.com

October 29, 2004

Mr. Hassanayn Machlab El-Hajj  
2680 Glen Hollow Court  
Coralville, IA 52241

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Machlab El-Hajj:

With regard to the above referenced U.S. Patent Application, we enclose a copy of the application, a revised combined Declaration and Power of Attorney (DPOA), and a revised Assignment. The revised documents now include Mr. Williams as an inventor. Mr. Williams name was inadvertently omitted from the previous version of the DPOA and Assignment.

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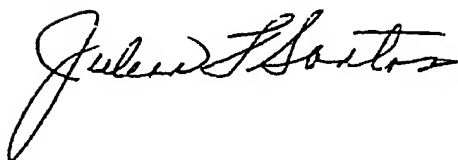
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Julian F. Santos  
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Enclosures



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October 29, 2004

Mr. Nik Neymeyer  
1155 Longview Drive  
Marion, IA 52302

**Confidential & Privileged  
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Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
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Issue Number: n/a  
Issued Date: n/a  
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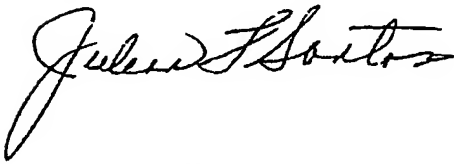
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October 29, 2004

Mr. Tracy Meade  
5436 Lum Road  
Attica, MI 48412

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Meade:

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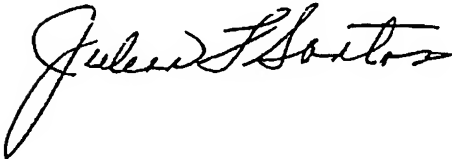
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Julian F. Santos  
312 913 3304  
santos@mbhb.com

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October 29, 2004

Mr. Dennis Essenmacher  
4712 Briarwood  
Royal Oak, MI 48073

**Confidential & Privileged**  
**Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Essenmacher:

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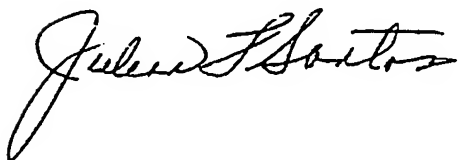
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October 29, 2004

Mr. Michael Kapolka  
4858 Sunderland Drive  
Sterling Heights, Michigan 48314

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Kapolka:

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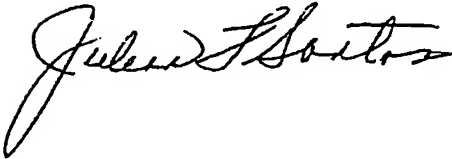
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October 29, 2004

Mr. Sam Chang  
6926 Alden Drive  
West Bloomfield, MI 48329

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

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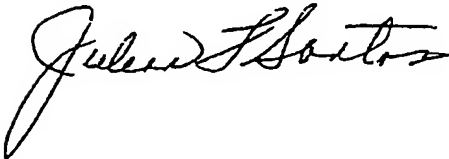
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October 29, 2004

Mr. Brian Crull  
5514 Oak Park Drive  
Clarkston, MI 48346

**Confidential & Privileged  
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Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
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Information is “material” if it is non-cumulative of information already of record and supports a position of unpatentability of the claimed invention or is contrary to a position taken by the applicant(s). Such information may include:

- (a) knowledge or use of the invention by others in the United States;
- (b) patents, co-pending U.S. applications, and other publications (worldwide) disclosing the invention or relating to the invention or to one or more elements of the invention; and
- (c) public use, sale, or offer for sale of the invention in the United States.

Accordingly, we request that you provide us with all such information, even if it is limited to publications cited in the application itself. Please consider that documents cited by the U.S. Patent and Trademark Office and/or corresponding foreign patent offices in related applications (including PCT applications) likely should be disclosed. We will then disclose the information to the Patent Office in the form of an Information Disclosure Statement (“IDS”).

The duty of disclosure continues throughout the pendency of the application. Thus, information material to patentability discovered later, during prosecution of the application, must be disclosed as well.

We must provide the Patent Office with copies of publications cited in the IDS. While generally we can obtain copies of the publications, it is frequently less costly if you provide us with copies. For non-English language publications, the Patent Office requires submission of either an English language translation or concise summary of the relevance of the document prepared by the person most knowledgeable of the document’s subject matter. An abstract may be acceptable if it is equivalent to the concise summary. Please be aware, however, that case law indicates that satisfying the minimum technical requirements of an Information Disclosure Statement is not a safe harbor against a charge of inequitable conduct. It is prudent, therefore, to prepare and file a full translation of non-English language publications to avoid any issues regarding whether the duty of disclosure was satisfied. If you supply us with non-English language documents, please instruct us on how you want us to handle them.



McDonnell Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive  
Chicago, Illinois 60606-6709  
www.mbhb.com

312 913 0001 phone  
312 913 0002 fax

October 29, 2004

Mr. Kevin Williams  
10520 Kenicott Drive  
Brighton, MI 48114

**Confidential & Privileged  
Attorney-Client Privilege**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Mr. Williams:

With regard to the above referenced U.S. Patent Application, we enclose a copy of the application, a revised combined Declaration and Power of Attorney (DPOA), and a revised Assignment. The revised documents now include Mr. Williams as an inventor. Mr. Williams name was inadvertently omitted from the previous version of the DPOA and Assignment.

If you have not already done so, please review the application, and then both sign and date the revised DPOA. If any of your personal information in the revised DPOA is incorrect (e.g., a postal address), please make the correction in permanent ink. Then initial and date the correction (in addition to signing and dating these papers where indicated).

The revised Assignment should be executed before a Notary Public or other authorized officer. Please note that notarization of an Assignment is not required. However, there are benefits to notarization and, therefore, we recommend it. Specifically, under U.S. law (35 U.S.C. § 261):

A certificate of acknowledgment under the hand and official seal of a person authorized to administer oaths within the United States, or, in a foreign country, of a diplomatic or consular officer of the United States or an officer authorized to administer oaths whose authority is proved by a certificate of a diplomatic or consular officer of the United States, or apostille of an official designated by a foreign country which, by treaty or convention, accords like effect to apostilles of designated officials in the United States, shall be prima facie evidence of the execution of an assignment, grant or conveyance of a patent or application for patent.

Witnessing is not sufficient to obtain the benefits of the statute; official apostille or notarization is required.

**Please return the revised DPOA as soon as possible, but not later than November 15, 2004. We will file the revised DPOA with the response to the Notice to File Missing Parts we received from the Patent and Trademark Office. We will also file the revised Assignment with the Patent Office for recordation.**

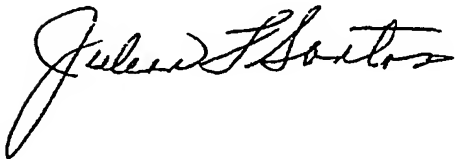
We remind you that under the U.S. Patent Laws, each person associated with the filing and prosecution of a patent application (including inventors and attorneys) has a duty of candor and good faith in dealing with the Office, including disclosing to the Patent Office all information of which the person is aware that may be considered by an Examiner to be "material" to patentability. We enclose an information sheet regarding this Duty of Disclosure, which should be read by those involved in the filing and prosecution of the application. As described, please provide us with copies of all publications and other information known to the inventors, attorneys, or anyone else involved in preparation and prosecution of the application that may be material to patentability. This includes the art cited in an international search report (ISR) as well as art cited by any patent office in a non-US counterpart application. We will then submit that information to the PTO in an Information Disclosure Statement.

Please note that non-English language documents will not be considered by the Patent Office. For non-English language publications, the Patent Office requires submission of

either an English language translation or concise summary of the relevance of the document prepared by the person most knowledgeable of the document's subject matter. An abstract may be acceptable if it is equivalent to the concise summary. Please be aware, however, that case law indicates that satisfying the minimum technical requirements of an Information Disclosure Statement is not a safe harbor against a charge of inequitable conduct. It is prudent, therefore, to prepare and file a full translation of non-English language publications to avoid any issues regarding whether the duty of disclosure was satisfied.

Should you have any questions, please do not hesitate to contact me.

Best regards,

A handwritten signature in black ink, appearing to read "Julian F. Santos". The signature is fluid and cursive, with the first name "Julian" being more prominent than the last name "Santos".

Julian F. Santos  
312 913 3304  
santos@mbhb.com

Enclosures

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# EXHIBIT D



## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### VEHICLE-INTERACTIVE SYSTEM

the specification of which is attached hereto unless the following space is checked:

☒ was filed on April 12, 2004 as United States Application Serial Number 10/823,271.

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2.	60/462,583	4/11/2003
3.	60/462,582	4/11/2003

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1.	10/358,637	02/05/2003	pending

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: 020306  
Principal attorney or agent: Julian F. Santos  
Telephone number: 312-913-0001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Michael Kapolka

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4858 Sunderland Drive, Sterling Heights, Michigan 48314  
Citizenship: United States  
Post Office Address: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Full name of second inventor: Sam Chang

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 6926 Alden Drive, West Bloomfield, Michigan 48329  
Citizenship: United States  
Post Office Address: 6926 Alden Drive, West Bloomfield, Michigan 48329

Full name of third inventor: Andrew Smith

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 117 Crandall Court NE, Cedar Rapids, Iowa 52402  
Citizenship: Australia  
Post Office Address: 117 Crandall Court NE, Cedar Rapids, Iowa 52402

Full name of fourth inventor: Brian Crull

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 5514 Oak Park Drive, Clarkston, Michigan 48346  
Citizenship: United States  
Post Office Address: 5514 Oak Park Drive, Clarkston, Michigan 48346

Full name of fifth inventor: Dennis Essenmacher

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4712 Briarwood, Royal Oak, Michigan 48073  
Citizenship: United States  
Post Office Address: 4712 Briarwood, Royal Oak, Michigan 48073

Full name of sixth inventor: Tracy Meade

Inventor's signature: \_\_\_\_\_  
Residence: 5436 Lum Road, Attica, Michigan 48412  
Citizenship: United States  
Post Office Address: 5436 Lum Road, Attica, Michigan 48412

Date: \_\_\_\_\_

Full name of seventh inventor: Rebecca Lohr

Inventor's signature: Rebecca Lohr  
Residence: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403  
Citizenship: United States  
Post Office Address: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403

Date: 11/6/04

Full name of eighth inventor: Gregory A. Dils

Inventor's signature: \_\_\_\_\_  
Residence: 352 Oriole Court, Tiffin, Iowa 52340  
Citizenship: United States  
Post Office Address: 352 Oriole Court, Tiffin, Iowa 52340

Date: \_\_\_\_\_

Full name of ninth inventor: Hassanayn Machlab El-Hajj

Inventor's signature: \_\_\_\_\_  
Residence: 2680 Glen Hollow Court, Coralville, Iowa 52241  
Citizenship: Spain  
Post Office Address: 2680 Glen Hollow Court, Coralville, Iowa 52241

Date: \_\_\_\_\_

Full name of tenth inventor: Nik Neymeyer

Inventor's signature: \_\_\_\_\_  
Residence: 1155 Longview Drive, Marion, Iowa 52302  
Citizenship: United States  
Post Office Address: 1155 Longview Drive, Marion, Iowa 52302

Date: \_\_\_\_\_

Full name of eleventh inventor: Kevin Williams

Inventor's signature: \_\_\_\_\_  
Residence: 10520 Kenicott Drive, Brighton, MI 48114  
Citizenship: United States  
Post Office Address: 10520 Kenicott Drive, Brighton, MI 48114

Date: \_\_\_\_\_

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

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Customer Number: **020306**  
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Residence: 4858 Sunderland Drive, Sterling Heights, Michigan 48314  
Citizenship: United States  
Post Office Address: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Full name of second inventor: Sam Chang

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 6926 Alden Drive, West Bloomfield, Michigan 48329  
Citizenship: United States  
Post Office Address: 6926 Alden Drive, West Bloomfield, Michigan 48329

Full name of third inventor: Andrew Smith

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 117 Crandall Court NE, Cedar Rapids, Iowa 52402  
Citizenship: Australia  
Post Office Address: 117 Crandall Court NE, Cedar Rapids, Iowa 52402

Full name of fourth inventor: Brian Crull

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 5514 Oak Park Drive, Clarkston, Michigan 48346  
Citizenship: United States  
Post Office Address: 5514 Oak Park Drive, Clarkston, Michigan 48346

Full name of fifth inventor: Dennis Essenmacher

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4712 Briarwood, Royal Oak, Michigan 48073  
Citizenship: United States  
Post Office Address: 4712 Briarwood, Royal Oak, Michigan 48073

Full name of sixth inventor: Tracy Meade

Inventor's signature: Tracy Meade

Date: 11/5/2004

Residence: 5436 Lum Road, Attica, Michigan 48412

Citizenship: United States

Post Office Address: 5436 Lum Road, Attica, Michigan 48412

Full name of seventh inventor: Rebecca Lohr

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403

Citizenship: United States

Post Office Address: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403

Full name of eighth inventor: Gregory A. Dils

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 352 Oriole Court, Tiffin, Iowa 52340

Citizenship: United States

Post Office Address: 352 Oriole Court, Tiffin, Iowa 52340

Full name of ninth inventor: Hassanayn Machlab El-Hajj

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 2680 Glen Hollow Court, Coralville, Iowa 52241

Citizenship: Spain

Post Office Address: 2680 Glen Hollow Court, Coralville, Iowa 52241

Full name of tenth inventor: Nik Neymeyer

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 1155 Longview Drive, Marion, Iowa 52302

Citizenship: United States

Post Office Address: 1155 Longview Drive, Marion, Iowa 52302

Full name of eleventh inventor: Kevin Williams

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 10520 Kenicott Drive, Brighton, MI 48114

Citizenship: United States

Post Office Address: 10520 Kenicott Drive, Brighton, MI 48114

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Citizenship: United States  
Post Office Address: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Full name of second inventor: Sam Chang

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 6926 Alden Drive, West Bloomfield, Michigan 48329  
Citizenship: United States  
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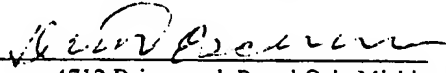
Full name of third inventor: Andrew Smith

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
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Full name of eleventh inventor: Kevin Williams

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Citizenship: United States  
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Full name of second inventor: Sam Chang

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Full name of third inventor: Andrew Smith

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Residence: 117 Crandall Court NE, Cedar Rapids, Iowa 52402  
Citizenship: Australia  
Post Office Address: 117 Crandall Court NE, Cedar Rapids, Iowa 52402

Full name of fourth inventor: Brian Crull

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 5514 Oak Park Drive, Clarkston, Michigan 48346  
Citizenship: United States  
Post Office Address: 5514 Oak Park Drive, Clarkston, Michigan 48346

Full name of fifth inventor: Dennis Essenmacher

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4712 Briarwood, Royal Oak, Michigan 48073  
Citizenship: United States  
Post Office Address: 4712 Briarwood, Royal Oak, Michigan 48073

Full name of sixth inventor: Tracy Meade

Inventor's signature: \_\_\_\_\_  
Residence: 5436 Lum Road, Attica, Michigan 48412  
Citizenship: United States  
Post Office Address: 5436 Lum Road, Attica, Michigan 48412

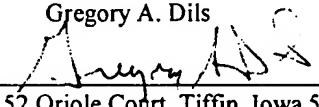
Date: \_\_\_\_\_

Full name of seventh inventor: Rebecca Lohr

Inventor's signature: \_\_\_\_\_  
Residence: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403  
Citizenship: United States  
Post Office Address: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403

Date: \_\_\_\_\_

Full name of eighth inventor: Gregory A. Dils

Inventor's signature:  \_\_\_\_\_  
Residence: 352 Oriole Court, Tiffin, Iowa 52340  
Citizenship: United States  
Post Office Address: 352 Oriole Court, Tiffin, Iowa 52340

Date: 12/2/04

Full name of ninth inventor: Hassanayn Machlab El-Hajj

Inventor's signature: \_\_\_\_\_  
Residence: 2680 Glen Hollow Court, Coralville, Iowa 52241  
Citizenship: Spain  
Post Office Address: 2680 Glen Hollow Court, Coralville, Iowa 52241

Date: \_\_\_\_\_

Full name of tenth inventor: Nik Neymeyer

Inventor's signature: \_\_\_\_\_  
Residence: 1155 Longview Drive, Marion, Iowa 52302  
Citizenship: United States  
Post Office Address: 1155 Longview Drive, Marion, Iowa 52302

Date: \_\_\_\_\_

Full name of eleventh inventor: Kevin Williams

Inventor's signature: \_\_\_\_\_  
Residence: 10520 Kenicott Drive, Brighton, MI 48114  
Citizenship: United States  
Post Office Address: 10520 Kenicott Drive, Brighton, MI 48114

Date: \_\_\_\_\_

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**VEHICLE-INTERACTIVE SYSTEM**

the specification of which is attached hereto unless the following space is checked:

☒ was filed on April 12, 2004 as United States Application Serial Number 10/823,271.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

	<u>Application Number</u>	<u>Filing Date</u>
1.	60/462,561	4/11/2003
2.	60/462,583	4/11/2003
3.	60/462,582	4/11/2003

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

	<u>Application Number</u>	<u>Filing Date</u>	<u>Status: patented, pending, abandoned</u>
1.	10/358,637	02/05/2003	pending

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: **020306**  
Principal attorney or agent: Julian F. Santos  
Telephone number: 312-913-0001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Michael Kapolka

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4858 Sunderland Drive, Sterling Heights, Michigan 48314  
Citizenship: United States  
Post Office Address: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Full name of second inventor: Sam Chang

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 6926 Alden Drive, West Bloomfield, Michigan 48329  
Citizenship: United States  
Post Office Address: 6926 Alden Drive, West Bloomfield, Michigan 48329

Full name of third inventor: Andrew Smith

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 117 Crandall Court NE, Cedar Rapids, Iowa 52402  
Citizenship: Australia  
Post Office Address: 117 Crandall Court NE, Cedar Rapids, Iowa 52402

Full name of fourth inventor: Brian Crull

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 5514 Oak Park Drive, Clarkston, Michigan 48346  
Citizenship: United States  
Post Office Address: 5514 Oak Park Drive, Clarkston, Michigan 48346

Full name of fifth inventor: Dennis Essenmacher

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 4712 Briarwood, Royal Oak, Michigan 48073  
Citizenship: United States  
Post Office Address: 4712 Briarwood, Royal Oak, Michigan 48073

Full name of sixth inventor: Tracy Meade

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 5436 Lum Road, Attica, Michigan 48412  
Citizenship: United States  
Post Office Address: 5436 Lum Road, Attica, Michigan 48412

Full name of seventh inventor: Rebecca Lohr

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403  
Citizenship: United States  
Post Office Address: 1034 20<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403

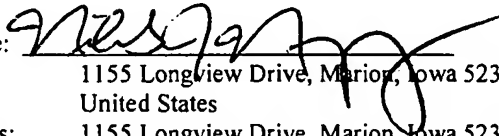
Full name of eighth inventor: Gregory A. Dils

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 352 Oriole Court, Tiffin, Iowa 52340  
Citizenship: United States  
Post Office Address: 352 Oriole Court, Tiffin, Iowa 52340

Full name of ninth inventor: Hassanayn Machlab El-Hajj

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 2680 Glen Hollow Court, Coralville, Iowa 52241  
Citizenship: Spain  
Post Office Address: 2680 Glen Hollow Court, Coralville, Iowa 52241

Full name of tenth inventor: Nik Neymeyer

Inventor's signature:  Date: 12/10/04  
Residence: 1155 Longview Drive, Marion, Iowa 52302  
Citizenship: United States  
Post Office Address: 1155 Longview Drive, Marion, Iowa 52302

Full name of eleventh inventor: Kevin Williams

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 10520 Kenicott Drive, Brighton, MI 48114  
Citizenship: United States  
Post Office Address: 10520 Kenicott Drive, Brighton, MI 48114

# EXHIBIT E



## ASSIGNMENT

Case No.: 03-050-E

Serial No.: 10/823,804

Inventors: Michael Kapolka, Sam Chang, Andrew Smith,  
Brian Crull, Dennis Essenmacher, Tracy Meade,  
Rebecca Lohr, Gregory A. Dils, Hassanayn Machlab El-Hajj,  
Nik Neymeyer, and Kevin Williams

Filing Date: April 12, 2004

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

### **Snap-on Incorporated**

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in a United States Patent Application entitled:

### **SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR REMOTE VEHICLE DIAGNOSTICS, TELEMATICS, MONITORING, CONFIGURING, AND REPROGRAMMING**

and identified as:

### **Case No. 03-050-E**

in the offices of McDONNELL BOEHNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner for Patents to issue any Patent on said invention or improvements to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and/or serial number of said application when officially known.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or

expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce any and all issued Patent(s) of said invention, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby any and all issued Patent(s) of said invention will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which any and all issued Patent(s) of said invention will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

\_\_\_\_\_  
Michael Kapolka

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Michael Kapolka.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Sam Chang

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Sam Chang.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Andrew Smith

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Andrew Smith.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Brian Crull

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Brian Crull.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Dennis Essenmacher

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Dennis Essenmacher.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Tracy Meade

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Tracy Meade.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Rebecca Lohr

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Rebecca Lohr.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Gregory A. Dils

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Gregory A. Dils.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Hassanayn Machlab El-Hajj

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Hassanayn Machlab El-Hajj.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this 10 day of December, 2004.

State of

Iowa

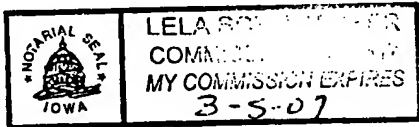
County of

Johnson

Nik Neymeyer  
Nik Neymeyer

The foregoing instrument was acknowledged before me this 10 day of

December, 2004 by Nik Neymeyer.



Lela Schunacker  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of

\_\_\_\_\_

County of

\_\_\_\_\_

\_\_\_\_\_  
Kevin Williams

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Kevin Williams.

\_\_\_\_\_  
NOTARY PUBLIC

## ASSIGNMENT

Case No.: 03-050-E

Serial No.: 10/823,804

Inventors: Michael Kapolka, Sam Chang, Andrew Smith,  
Brian Crull, Dennis Essenmacher, Tracy Meade,  
Rebecca Lohr, Gregory A. Dils, Hassanayn Machlab El-Hajj,  
Nik Neymeyer, and Kevin Williams

Filing Date: April 12, 2004

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

### **Snap-on Incorporated**

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in a United States Patent Application entitled:

### **SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR REMOTE VEHICLE DIAGNOSTICS, TELEMATICS, MONITORING, CONFIGURING, AND REPROGRAMMING**

and identified as:

### **Case No. 03-050-E**

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner for Patents to issue any Patent on said invention or improvements to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and/or serial number of said application when officially known.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or



expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce any and all issued Patent(s) of said invention, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby any and all issued Patent(s) of said invention will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which any and all issued Patent(s) of said invention will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Michael Kapolka

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Michael Kapolka.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Sam Chang

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Sam Chang.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Andrew Smith

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Andrew Smith.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Brian Crull

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Brian Crull.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Dennis Essenmacher

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Dennis Essenmacher.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

\_\_\_\_\_  
Tracy Meade

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Tracy Meade.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

\_\_\_\_\_  
Rebecca Lohr

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Rebecca Lohr.

\_\_\_\_\_  
NOTARY PUBLIC


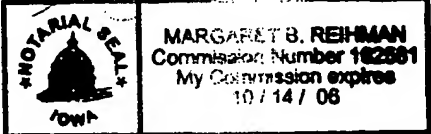
WITNESS my hand and seal this 28 day of Nov, 2004.

  
\_\_\_\_\_  
Gregory A. Dils

State of Iowa

County of Johnson

The foregoing instrument was acknowledged before me this 28 day of  
Nov, 2004 by Gregory A. Dils.

  
\_\_\_\_\_  
NOTARY PUBLIC 11-28-04  


WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Hassanayn Machlab El-Hajj

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of  
\_\_\_\_\_, 2004 by Hassanayn Machlab El-Hajj.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Nik Neymeyer

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Nik Neymeyer.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Kevin Williams

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Kevin Williams.

\_\_\_\_\_  
NOTARY PUBLIC

## ASSIGNMENT

Case No.: 03-050-E

Serial No.: 10/823,804

Inventors: Michael Kapolka, Sam Chang, Andrew Smith,  
Brian Crull, Dennis Essenmacher, Tracy Meade,  
Rebecca Lohr, Gregory A. Dils, Hassanayn Machlab El-Hajj,  
Nik Neymeyer, and Kevin Williams

Filing Date: April 12, 2004

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to:

### **Snap-on Incorporated**

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in a United States Patent Application entitled:

### **SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR REMOTE VEHICLE DIAGNOSTICS, TELEMATICS, MONITORING, CONFIGURING, AND REPROGRAMMING**

and identified as:

### **Case No. 03-050-E**

in the offices of MCDONNELL BOEHNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorizes and requests the Commissioner for Patents to issue any Patent on said invention or improvements to said assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application to insert in this assignment the filing date and/or serial number of said application when officially known.

The undersigned warrants himself to be the owner of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrants that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agrees, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or

expedient, and for the said considerations the undersigned authorizes said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agrees, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce any and all issued Patent(s) of said invention, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby any and all issued Patent(s) of said invention will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which any and all issued Patent(s) of said invention will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Michael Kapolka

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Michael Kapolka.

\_\_\_\_\_  
NOTARY PUBLIC



WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Sam Chang

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Sam Chang.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Andrew Smith

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Andrew Smith.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Brian Crull

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2004 by Brian Crull.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this 10 day of November, 2004.

\_\_\_\_\_  
Dennis Essenmacher

State of Michigan

County of Oakland

The foregoing instrument was acknowledged before me this 10 day of November, 2004 by Dennis Essenmacher.

\_\_\_\_\_  
NOTARY PUBLIC

CATHERINE KAPOLKA-ESSENMACHER  
Notary Public, Oakland County, MI  
My Commission Expires Jan 15, 2005

WITNESS my hand and seal this 10 day of November, 2004.

Tracy Meade  
Tracy Meade

State of Michigan

County of Oakland

The foregoing instrument was acknowledged before me this 10 day of

November, 2004 by Tracy Meade.

Catherine Kapolka-Essenmacher  
NOTARY PUBLIC

CATHERINE KAPOLKA-ESSENMACHER  
Notary Public, Oakland County, MI  
My Commission Expires Jan 15, 2005

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Rebecca Lohr

State of \_\_\_\_\_

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Rebecca Lohr.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Gregory A. Dils

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Gregory A. Dils.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Hassanayn Machlab El-Hajj

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Hassanayn Machlab El-Hajj.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Nik Neymeyer

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Nik Neymeyer.

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2004.

State of \_\_\_\_\_

County of \_\_\_\_\_

\_\_\_\_\_  
Kevin Williams

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_\_, 2004 by Kevin Williams.

\_\_\_\_\_  
NOTARY PUBLIC

# EXHIBIT F

From:

11/23/2004 17:53 #086 P.001/001

**Snap-on**  
EMPLOYEE AGREEMENT

The undersigned Employee agrees as follows as part of his/her employment:

I shall not disclose nor utilize any confidential information relating to Snap-on Diagnostics' business (including trade secrets and other proprietary information) for my own benefit or the benefit of any third person. I shall not remove, without authorization, from Snap-on Diagnostics' property, any documents containing any such confidential information (drawings, bulletins, reproductions of any confidential information, etc.) or other documents prepared in conjunction with Snap-on Diagnostics' business. These obligations shall continue both during and after termination of my employment with Snap-on Diagnostics.

I shall assign and do hereby assign to Snap-on Diagnostics, its successors and assigns, without payment of any further consideration, all inventions, improvements, and discoveries relating to Snap-on diagnostics' business or especially adapted for use in connection with Snap-on Diagnostics' business, made by me during employment with Snap-on Diagnostics and within six months after termination of my employment with Snap-on Diagnostics. I agree to assist Snap-on Diagnostics in obtaining, for its benefit patents in any and all countries on such inventions, improvements and discoveries, including the prompt execution of applicants for patents and assignments thereof.

I also recognize and accept that my employment with Snap-on Diagnostics carries with it an obligation on my part to avoid conflicts of interest. Toward that end, I agree not to serve as a director, partner or employee in any other business organization where such activity could:

- (1) promote activities competitive to, or otherwise damaging to, the objectives of Snap-on Diagnostics;
- (2) detract from the time and effort which the individual is reasonably expected to devote to his duties at Snap-on Diagnostics;
- (3) utilize Snap-on Diagnostics' resources, either property or know-how in the outside venture;
- (4) take advantage of my position at Snap-on Diagnostics in the conduct of the outside business; or
- (5) cause the outside venture to conduct business transactions with Snap-on Diagnostics in a manner which might be considered against the best interests of Snap-on Diagnostics.

I understand and acknowledge that any violation of this Agreement could cause immediate and irreparable injury to Snap-on Diagnostics. Violation of this Agreement will subject me to such action as Snap-on Diagnostics may deem appropriate, including discharge.

My signature below acknowledges that I understand the obligations imposed upon me by this Agreement, and I agree to comply with all the terms of this Agreement

  
Employee Signature

1/6/2003  
Date

Andrew D. Smith  
Printed Name of Employee

  
Witness Signature

1/8/2003  
Date

Nicklas J. Neymeyer  
Printed Name of Witness

# EXHIBIT G



04-15-03 0462583 .041103

A/Prov

04/11/03

J0813 U.S. PTO

**PROVISIONAL APPLICATION FOR PATENT COVER SHEET**This is a request for filing a **PROVISIONAL APPLICATION FOR PATENT** under 37 CFR § 1.53(c).

Express Mail No. EL738029918US

Docket No.  
03-050-DType a plus sign (+)  
inside this box:

+

**INVENTOR(S)/APPLICANTS(S)**

LAST NAME	FIRST NAME	MIDDLE INITIAL	RESIDENCE (City and either state or foreign country)
Kapolka	Michael		Sterling Heights, Michigan
Chang	Sam		West Bloomfield, Michigan
Williams	Kevin		Milford, Michigan
Crull	Brian		Clarkston, Michigan
Essenmacher	Dennis		Royal Oak, Michigan
Meade	Tracy		Attica, Michigan
Kohr	Rebecca		Cedar Rapids, Iowa
Smith	Andrew	A	Cedar Rapids, Iowa
Dils	Gregory		Tiffin, Iowa
Machlab El-Hajj	Hassanayn		Coralville, Iowa
Neymeyer	Nik		Mechanicsville, Iowa

**TITLE OF THE INVENTION (280 character maximum)**

Vehicle-Interactive System

**CUSTOMER NUMBER**

20306

PATENT TRADEMARK OFFICE

McDonnell Boehnen Hulbert &amp; Berghoff

**ENCLOSED APPLICATION PARTS (check all that apply)**

- ☒ Specification Number of Pages 387 ☐ Drawings Number of Sheets \_\_\_\_\_
- ☒ Other: Return Receipt Postcard

**METHOD OF PAYMENT FOR THIS PROVISIONAL APPLICATION FOR PATENT**

- |   |  |          |
|---|--|----------|
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  | PROVISIONAL<br>APPLICATION FOR<br>PATENT FILING FEE<br>AMOUNT (\$) | \$160.00 |
| <input checked="" type="checkbox"/> A check or money order is enclosed to cover the Provisional Filing Fee.                                 |  |          |
| <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge filing fees and credit Deposit Account Number: 13-2490. |  |          |

**CERTIFICATE OF MAILING**

I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to Mail Stop Provisional Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.  
☒ No. \_\_\_\_\_ Yes, the name of the U.S. Government agency and the Government contract number are: \_\_\_\_\_

Respectfully submitted,

SIGNATURE: \_\_\_\_\_

Date: April 11, 2003

TYPED or PRINTED NAME Julian F. SantosREG. NO. 47,917☐ Additional inventors are being named on separately numbered sheets attached hereto.

# EXHIBIT H



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1459  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPL NO	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/358,637	02/05/2003	3661	1714	03-050	3	57	5

CONFIRMATION NO. 9041

Julian F Santos  
McDonnell Boehnen Hulbert & Berghoff  
32nd Floor  
300 S Wacker Drive  
Chicago, IL 60606

## UPDATED FILING RECEIPT



\*OC000000011404183\*

Date Mailed: 12/03/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

Michael Kapolka, Sterling Heights, MI;  
Sam Chang, West Bloomfield, MI;  
Kevin Williams, Brighton, MI;  
Brian Crull, Clarkston, MI;  
Dennis Essenmacher, Royal Oak, MI;  
Tracy Meade, Attica, MI;

DOCKETED

DEC 9 9 2003

IDS- 05/05/03

DUE DATE: 02/05/04  
BY: RPK

### Assignment For Published Patent Application

NNT, Inc, Sterling Heights, MI;

### Domestic Priority data as claimed by applicant

This appln claims benefit of 60/354,673 02/05/2002  
and is a CIP of 10/091,096 03/04/2002  
which is a CIP of 09/640,785 08/18/2000

### Foreign Applications

If Required, Foreign Filing License Granted: 03/28/2003

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

Vehicle-interactive system

Preliminary Class

701

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

# EXHIBIT I



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P O Box 1450  
ALEXANDRIA VA 22313-1450  
www.uspto.gov

Paper No. 7

JULIAN F. SANTOS  
McDONNELL BOEHNEN HULBERT & BERGHOFF  
32nd FLOOR  
300 S. WACKER DRIVE  
CHICAGO, IL 60606

**COPY MAILED**

**OCT 31 2003**

**OFFICE OF PETITIONS**

In re Application of: :  
Michael Kapolka, Sam Chang, :  
Kevin Williams, Brian Crull and :  
Dennis Essenmacher :  
Application No. 10/358,637 :  
Filed: February 5, 2003 :  
Title of Invention: VEHICLE-INTERACTIVE :  
SYSTEM :

DECISION GRANTING  
STATUS UNDER  
37 CFR 1.47

This Decision is in response to a Petition Under 37 C.F.R. 1.47(a), filed APRIL 28, 2003, to allow the other inventor(s) to proceed with the application on behalf of himself or herself and the nonsigning inventor.

The petition is granted.

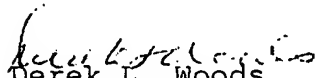
The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

Petitioner has shown that the non-signing inventor, Sam Chang, refuses to join in the application.

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventors at the addresses given in the Petition. Notice of the filing of this application will also be published in the Official Gazette.

The application file is being returned to the Office of Initial Patent Examination for continued processing.

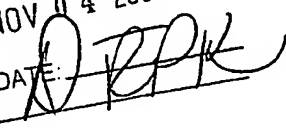
Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0014.

  
Derek L. Woods  
Petitions Attorney  
Office of Petitions

**DOCKETED**

NOV 04 2003

DUE DATE:  
BY





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P O Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Mr. Sam Chang  
6926 Alden Drive  
West Bloomfield, MI 48324

**COPY MAILED**

**OCT 31 2003**

**OFFICE OF PETITIONS**

**LETTER**

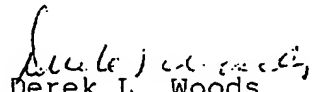
In re Application of: :  
Michael Kapolka, Sam Chang, :  
Kevin Williams, Brian Crull and :  
Dennis Essenmacher :  
Application No. 10/358,637 :  
Filed: February 5, 2003 :  
Title of Invention: VEHICLE-INTERACTIVE :  
SYSTEM :

Dear Mr. Chang:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at (703) 305-0014. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

  
Derek L. Woods  
Petitions Attorney  
Office of Petitions

cc: JULIAN F. SANTOS  
McDONNELL BOEHNEN HULBERT & BERGHOFF  
32nd FLOOR  
300 S. WACKER DRIVE  
CHICAGO, IL 60606

# EXHIBIT J



## ASSIGNMENT AND AGREEMENT

FOR VALUE RECEIVED, we, Michael Kapolka of Sterling Heights, MI, citizenship U.S.A.; Sam Chang of West Bloomfield, MI, citizenship U.S.A.; Brian Crull of Clarkston, MI, citizenship U.S.A.; Kevin Williams of Milford, MI, citizenship U.S.A.; and Dennis Essenmacher of Royal Oak, MI, citizenship U.S.A., respectively, hereby sell, assign and transfer to **WPI Micro Processor Systems, Inc., 6405 Nineteen Mile Road, Sterling Heights, MI 48314** as assignee, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries in and to certain inventions relating to

## VEHICLE-INTERACTIVE SYSTEM

described in an application for Letters Patent of the United States,

           filed herewith,  
~~XXXX~~ filed as U.S. Serial No. 60/354,673 on February 5, 2002

and all the rights and privileges under any and all Letters Patent that may be granted therefor

We request that any and all patents for said inventions be issued to said assignee, its successors, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said assignee, its successors, assigns and legal representatives or nominees.

We authorize and empower said assignee, its successors, assigns and legal representatives or nominees, to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document which may be required in any country for any purpose and more particularly in proof of the right of the said assignee or nominee to claim the aforesaid benefit of the right of priority provided by the International Convention for

Attorney Docket No. 65855-0068

the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it.

We covenant with said assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

Signed at Sterling Heights, Michigan this 11th day of March, 2002.

Michael Kapolka  
Michael Kapolka

Signed at March, 2002. this 11th day of

Sam Chang  
Sam Chang

Signed at Warren, Mich. this 20th day of March, 2002.

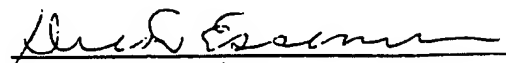
Brian Crull  
Brian Crull

Signed at STERLING HEIGHTS, MI this 11th day of MARCH, 2002.

Kevin Williams  
Kevin Williams

Attorney Docket No. 65855-0068

Signed at STERLING HEIGHTS, MI this 8 day of  
MAY, 2002.

  
Dennis Essenmacher

# EXHIBIT K

## ASSIGNMENT

ASSIGNMENT made this 20<sup>th</sup> day of December, 2002, by WPI MICRO PROCESSOR SYSTEMS, INC., a New Hampshire corporation (the "ASSIGNOR"), to NNT, INC., a Wisconsin corporation (the "ASSIGNEE").

WHEREAS, WPI MICRO PROCESSOR SYSTEMS, INC., its parent, NEXIQ TECHNOLOGIES, INC. ("NEXIQ"), and another NEXIQ subsidiary, DIVERSIFIED SOFTWARE INDUSTRIES, INC., filed chapter 11 petitions on October 11, 2002 (the "Petition Date") commencing Case Nos. 02-63996, 02-63994, and 02-63998 (the "Chapter 11 Cases") before the United States Bankruptcy Court for the Eastern District of Michigan, Hon. Walter Shapero, (the "Bankruptcy Court").

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE and its successors and assigns the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

### VEHICLE-INTERACTIVE SYSTEM

and which is found in provisional U.S. Patent Application Serial No. 60/354,673, filed on February 5, 2002, and any improvements thereto, and any legal equivalent thereof in a foreign country, including the right to claim priority, and, in and to, all applications filed and Letters Patent to be obtained for said invention by the above applications or any continuations, continuations-in-part, divisionals, renewals, or substitutes thereof, and as to letters patent any reissues, re-examinations, or extensions thereof, and including all rights of action in relation to any infringement of the Patent by third parties at or prior to the date hereof, to be held and enjoyed by ASSIGNEE for its own use as fully and entirely as to same would have been held and enjoyed by ASSIGNOR had this Assignment not been made.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

[Signature page follows]

ASSIGNOR:  
WPI MICRO PROCESSOR SYSTEMS, INC.

By: Kevin F. Kelly  
Kevin F. Kelly, President

ACCEPTED AND AGREED TO:

NNT, INC.

By: Thomas J. Ward  
(signature)

Thomas J. Ward, President.  
(typed or printed name of person signing) (title)

M:\DATA\666555\scr\nexiq\snapon\00190447.DOC

# EXHIBIT L

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### Vehicle-Interactive System

the specification of which is attached hereto unless the following space is checked:

☒ was filed on February 5, 2003 as United States Application Serial Number 10/358,637.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

	<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>
1.			
2.			

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: **020306**

Principal attorney or agent: **Julian F. Santos**

Telephone number: **312-913-0001**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Full name of first inventor: Michael Kapolka

Inventor's signature: Michael Kapolka

Date: 5/22/03

Citizenship: USA

Residence: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Post Office Address: 4858 Sunderland Drive, Sterling Heights, Michigan 48314

Full name of second joint inventor: Sam Chang

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: 6926 Alden Drive, West Bloomfield, Michigan 48329

Post Office Address: 6926 Alden Drive, West Bloomfield, Michigan 48329

Full name of third joint inventor: Kevin Williams

Inventor's signature: [Signature] Date: 8/28/2003

Citizenship: U.S.

Residence: ~~437 Bennett, Milford, Michigan 48381~~ 10520 KENICOTT BRIGHTON MI 48114 K 815803  
Post Office Address: ~~437 Bennett, Milford, Michigan 48381~~ 10520 KENICOTT BRIGHTON MI 48114

Full name of fourth joint inventor: Brian Crull

Inventor's signature: Brian Crull

Date: 5/27/03

Citizenship: United STATES

Residence: 5514 Oak Park Drive, Clarkston, Michigan 48346

Post Office Address: 5514 Oak Park Drive, Clarkston, Michigan 48346

Full name of fifth joint inventor: Dennis Essenmacher

Inventor's signature: Dennis Essenmacher

Date: MARCH 20, 2003

Citizenship: USA

Residence: 4712 Briarwood, Royal Oak Michigan 48073

Post Office Address: 4712 Briarwood, Royal Oak Michigan 48073

Full name of sixth joint inventor: Tracy Meade

Inventor's signature: Tracy Meade

Date: 2/19/03

Citizenship: United States

Residence: 5436 Lum Road, Attica, Michigan 48412

Post Office Address: 5436 Lum Road, Attica, Michigan 48412

# EXHIBIT M

## ASSIGNMENT

Case No.: 03-050

Serial No.: 10/354,673

Inventors: Michael Kapolka, Sam Chang, Kevin Williams, Brian Crull, Dennis Essenmacher, and Tracy Meade

Date of Execution

of Application: February 5, 2003

Filing Date: February 5, 2003

In consideration of One Dollar (\$1 00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assign to:

**NTT, Inc., a corporation of the State of Michigan**

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, entitled:

and identified as:

**Vehicle-Interactive System**

in the offices of McDONNELL BOEHNNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorize and request the attorneys of record in said application to insert in this assignment the filing date and serial number of said application when officially known, and the date of execution of the application.

The undersigned warrant themselves to be the owners of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrant that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.



For said considerations the undersigned hereby agree, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorize said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agree, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this 22 day of MAY, 2003

  
\_\_\_\_\_  
Michael Kapolka

State of

County of

The foregoing instrument was acknowledged before me this \_\_\_\_ day of

\_\_\_\_, \_\_\_\_ by \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Sam Chang

State of

County of

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_ by \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

WITNESS my hand and seal this \_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Kevin Williams

State of

County of

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_ by \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

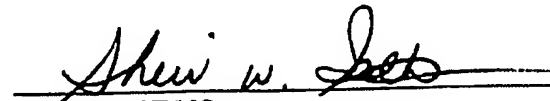
WITNESS my hand and seal this 27 day of May, 2003.

  
\_\_\_\_\_  
Brian Crull

State of

County of

The foregoing instrument was acknowledged before me this 27 day of  
May, 2003 by Shawn W. Salk

  
\_\_\_\_\_  
NOTARY PUBLIC

SHERMAN SALK  
Notary Public, Oakland County, MI  
My Commission Expires Jan 17, 2005

WITNESS my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

Dennis Essenmacher  
Dennis Essenmacher

State of Michigan

County of Macomb

The foregoing instrument was acknowledged before me this 20th day of

March, 2003 by Dennis Essenmacher

Honey L. Holbrook

NOTARY PUBLIC

HONEY L. HOLBROOK  
NOTARY PUBLIC MACOMB CO., MI  
MY COMMISSION EXPIRES Apr 28, 2007

WITNESS my hand and seal this 17<sup>th</sup> day of Feb, 2003.

Tracy Meade  
Tracy Meade

State of Michigan  
County of Oakland

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of February, 2003 by Catherine Kapolka-Essenmacher

Catherine Kapolka-Essenmacher

NOTARY PUBLIC

CATHERINE KAPOLKA-ESSENMACHER  
Notary Public, Oakland County, MI  
My Commission Expires Jan 15, 2005

# EXHIBIT N



AMS

McDonnell, Boehnen,  
Hulbert & Berghoff

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JS		2. EXTENSION: 2262	3. DEPARTMENT:
4. CLIENT NUMBER: 579	5. MATTER NUMBER: 214	6. FIRM:	7. PERSONAL: INITIALS:

8. MAILING INFORMATION:

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS: Mr. Andrew Smith 117 Crandall Court NE Cedar Rapids, IA 52402	
CITY:	ZIP CODE:

9. SERVICE (Please select ONLY ONE):

<input type="checkbox"/> FedEx First Overnight (By 8:00 a.m. Extra charge applies)	<input type="checkbox"/> U.S. POSTAL SERVICE (Regular Mail)
<input type="checkbox"/> FedEx Priority Overnight (Delivery by 10:00 a.m.)	<input type="checkbox"/> U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)
<input type="checkbox"/> FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)	<input type="checkbox"/> U.S. POSTAL SERVICE EXPRESS MAIL
<input checked="" type="checkbox"/> FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) ~ Signature Required!	<input type="checkbox"/> U.S. POSTAL SERVICE CERTIFIED MAIL
<input type="checkbox"/> FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)	<input type="checkbox"/> U.S. POSTAL SERVICE REGISTERED MAIL
<input type="checkbox"/> FedEx International Priority (Delivery schedule varies according to country of destination)	<input type="checkbox"/> U.S. POSTAL SERVICE (Bulk Rate)
<b>FedEx</b>	
<input type="checkbox"/> Messenger Service DELIVERY WITHIN THE NEXT HOUR	<input type="checkbox"/> UPS Next Day Air (By 10:00 a.m.)
<input type="checkbox"/> Messenger Service DELIVERY WITHIN THE NEXT TWO HOURS	<input type="checkbox"/> UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)
<input type="checkbox"/> Messenger Service DELIVERY WITHIN THE NEXT 4 HOURS	<input type="checkbox"/> UPS Ground (By 12:00 p.m. 3 to 5 business days)
<input type="checkbox"/> Messenger Service DELIVERY SUBURBS	<input type="checkbox"/> UPS International (Delivery Schedule varies according to country of destination)
<b>Messenger Service</b>	
<b>United Parcel Service</b>	

10. SPECIAL INSTRUCTIONS:

Signature Required!

11. PROCESSED BY:

Ref: 000579.00216  
Dep: 8A

Date: 10/29/2004  
Wgt: 0.7 LBS  
DV:

SHIPPING: 7.47  
SPECIAL: 0.63  
HANDLING: 0.00  
TOTAL: 8.10

Sves: \*\* 2DAY \*\*  
TRCK: 6440 5951 2325

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Tracking number	644059512325	Reference	000579.00216
Signed for by	J.SMITH	Delivery location	CEDAR RAPIDS, IA
Ship date	Oct 29, 2004	Delivered to	Residence
Delivery date	Nov 1, 2004 2:09 PM	Service type	FedEx 2Day Pak
		Weight	1.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Nov 1, 2004	2:09 PM Delivered	CEDAR RAPIDS, IA	
	7:53 AM On FedEx vehicle for delivery	CEDAR RAPIDS, IA	
Oct 30, 2004	6:58 AM At local FedEx facility	CEDAR RAPIDS, IA	
	6:19 AM At dest sort facility	CEDAR RAPIDS, IA	
	2:20 AM Departed FedEx location	MEMPHIS, TN	
Oct 29, 2004	9:50 PM Left origin	CHICAGO, IL	
	9:17 PM Arrived at FedEx location	CHICAGO, IL	
	8:38 PM Package data transmitted to FedEx		
	6:02 PM Picked up	CHICAGO, IL	

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McDonnell, Boehnen,  
Hulbert & Berghoff

AMS

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JFS		2. EXTENSION: 22602	3. DEPARTMENT:
4. CLIENT NUMBER: 579	5. MATTER NUMBER: 216	6. FIRM:	7. PERSONAL: INITIALS:

8. MAILING INFORMATION:

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS: Mr. Hassanayn Machlab EH-Hajj	
CITY: 2680 Glen Hollow Court	ZIP CODE:
	Coralville IA 52241

9. SERVICE (Please select ONLY ONE):

- ☐ FedEx First Overnight (By 8:00 a.m. Extra charge applies)  
☐ FedEx Priority Overnight (Delivery by 10:00 a.m.)  
☐ FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)  
☒ FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) - Signature Required!  
☐ FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)  
☐ FedEx International Priority (Delivery schedule varies according to country of destination)
- FedEx**
- ☐ U.S. POSTAL SERVICE (Regular Mail)  
☐ U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)  
☐ U.S. POSTAL SERVICE EXPRESS MAIL  
☐ U.S. POSTAL SERVICE CERTIFIED MAIL  
☐ U.S. POSTAL SERVICE REGISTERED MAIL  
☐ U.S. POSTAL SERVICE (Bulk Rate)
- U.S. MAIL**

- ☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT HOUR  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT TWO HOURS  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT 4 HOURS  
☐ MESSENGER SERVICE DELIVERY SUBURBS
- Messenger Service**
- ☐ UPS Next Day Air (By 10:00 a.m.)  
☐ UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)  
☐ UPS Ground (By 12:00 p.m. 3 to 5 business days)  
☐ UPS International (Delivery Schedule varies according to country of destination)
- United Parcel Service**

10. SPECIAL INSTRUCTIONS:

Signature Required!

11. PROCESSED BY:

Ref: 000579.00216  
Dep:

Date: 10/29/2004  
Wgt: 0.7 LBS

DV:

Svcs: \*\* 2DAY \*\*  
TRCK: 6440 5951 2347

SHIPPING: 7.47  
SPECIAL: 0.63  
HANDLING: 0.00  
TOTAL: 8.10

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<b>Tracking number</b>	644059512347	<b>Reference</b>	000579.00216
<b>Signed for by</b>	A.MACHLAB	<b>Delivery location</b>	CORALVILLE, IA
<b>Ship date</b>	Oct 29, 2004	<b>Delivered to</b>	Residence
<b>Delivery date</b>	Nov 2, 2004 10:41 AM	<b>Service type</b>	FedEx 2Day Pak
		<b>Weight</b>	1.0 lbs.

**Status** Delivered

Date/Time	Activity	Location	Details
Nov 2, 2004	10:41 AM	Delivered	CORALVILLE, IA
	6:46 AM	On FedEx vehicle for delivery	CEDAR RAPIDS, IA
Nov 1, 2004	5:58 PM	At local FedEx facility	CEDAR RAPIDS, IA
	3:07 PM	At local FedEx facility	CEDAR RAPIDS, IA
	7:54 AM	On FedEx vehicle for delivery	CEDAR RAPIDS, IA
Oct 30, 2004	7:03 AM	At local FedEx facility	CEDAR RAPIDS, IA
	5:30 AM	At dest sort facility	CEDAR RAPIDS, IA
Oct 29, 2004	2:19 AM	Departed FedEx location	MEMPHIS, TN
	9:50 PM	Left origin	CHICAGO, IL
	9:17 PM	Arrived at FedEx location	CHICAGO, IL
	8:38 PM	Package data transmitted to FedEx	
	6:02 PM	Picked up	CHICAGO, IL

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McDonnell, Boehnen,  
Hulbert & Berghoff

AMS

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JS		2. EXTENSION: 22602	3. DEPARTMENT:
4. CLIENT NUMBER: 579	5. MATTER NUMBER: 216	6. FIRM:	7. PERSONAL: INITIALS:

8. MAILING INFORMATION:

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS: Mr. Michael Kapolka 4858 Sunderland Drive Sterling Heights, Michigan 48314	
CITY:	ZIP CODE:

9. SERVICE (Please select ONLY ONE):

- ☐ FedEx First Overnight (By 8:00 a.m. Extra charge applies)  
☐ FedEx Priority Overnight (Delivery by 10:00 a.m.)  
☐ FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)  
☒ FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) - Signature required!  
☐ FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)  
☐ FedEx International Priority (Delivery schedule varies according to country of destination)

FedEx

- ☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT HOUR  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT TWO HOURS  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT 4 HOURS  
☐ MESSENGER SERVICE DELIVERY SUBURBS

Messenger  
Service

- ☐ U.S. POSTAL SERVICE (Regular Mail)  
☐ U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)  
☐ U.S. POSTAL SERVICE EXPRESS MAIL  
☐ U.S. POSTAL SERVICE CERTIFIED MAIL  
☐ U.S. POSTAL SERVICE REGISTERED MAIL  
☐ U.S. POSTAL SERVICE (Bulk Rate)

U.S.  
MAIL

- ☐ UPS Next Day Air (By 10:00 a.m.)  
☐ UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)  
☐ UPS Ground (By 12:00 p.m. 3 to 5 business days)  
☐ UPS International (Delivery Schedule varies according to country of destination)

United  
Parcel  
Service

10. SPECIAL INSTRUCTIONS:

Signature required!

11. PROCESSED BY:

Ref: 000579.00216

Dep:

Date: 10/29/2004

Wgt: 0.8 LBS

DV:

SHIPPING:

7.47

SPECIAL:

0.63

HANDLING:

0.00

TOTAL:

8.10

Sves: \*\* 2DAY \*\*

TRCK: 6440 5951 2303

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Tracking number 644059512303  
 Signed for by M.KAPOLKA  
 Ship date Oct 29, 2004  
 Delivery date Nov 2, 2004 1:31 PM

Reference 000579.00216  
 Delivery location STERLING HEIGHTS, MI  
 Delivered to Residence  
 Service type FedEx 2Day Pak  
 Weight 1.0 lbs.

Status Delivered

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Date/Time	Activity	Location	Details
Nov 2, 2004	1:31 PM Delivered	STERLING HEIGHTS, MI	
	7:53 AM On FedEx vehicle for delivery	CLINTON TOWNSHIP, MI	
Nov 1, 2004	8:35 AM At local FedEx facility	CLINTON TOWNSHIP, MI	Package not due for delivery
Oct 30, 2004	12:52 PM At local FedEx facility	CLINTON TOWNSHIP, MI	Package not due for delivery
	6:31 AM At dest sort facility	ROMULUS, MI	
	2:11 AM Departed FedEx location	MEMPHIS, TN	
Oct 29, 2004	9:50 PM Left origin	CHICAGO, IL	
	9:17 PM Arrived at FedEx location	CHICAGO, IL	
	8:38 PM Package data transmitted to FedEx		
	6:02 PM Picked up	CHICAGO, IL	

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Huibert & Berghoff

AMS

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JS		2. EXTENSION: 22602		3. DEPARTMENT:	
4. CLIENT NUMBER: 579		5. MATTER NUMBER: 214		6. FIRM:	
				7. PERSONAL: INITIALS:	

8. MAILING INFORMATION:

OCTOBER 29, 2004

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS:	
CITY:	ZIP CODE:

Mr. Sam Chang  
6926 Alden Drive  
West Bloomfield, MI 48329

9. SERVICE (Please select ONLY ONE):

- ☐ FedEx First Overnight (By 8:00 a.m. Extra charge applies)  
☐ FedEx Priority Overnight (Delivery by 10:00 a.m.)  
☐ FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)  
☒ FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) - Signature Required!  
☐ FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)  
☐ FedEx International Priority (Delivery schedule varies according to country of destination)

- ☐ U.S. POSTAL SERVICE (Regular Mail)  
☐ U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)  
☐ U.S. POSTAL SERVICE EXPRESS MAIL  
☐ U.S. POSTAL SERVICE CERTIFIED MAIL  
☐ U.S. POSTAL SERVICE REGISTERED MAIL  
☐ U.S. POSTAL SERVICE (Bulk Rate)

U.S.  
MAIL

- ☐ Messenger Service  
☐ Messenger Service DELIVERY WITHIN THE NEXT HOUR  
☐ Messenger Service DELIVERY WITHIN THE NEXT TWO HOURS  
☐ Messenger Service DELIVERY WITHIN THE NEXT 4 HOURS  
☐ Messenger Service DELIVERY SUBURBS
- ☐ UPS Next Day Air (By 10:00 a.m.)  
☐ UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)  
☐ UPS Ground (By 12:00 p.m. 3 to 5 business days)  
☐ UPS International (Delivery Schedule varies according to country of destination)

10. SPECIAL INSTRUCTIONS:

Signature Required!

11. PROCESSED BY:

SHIPPING: 7.47  
SPECIAL: 0.63  
HANDLING: 0.00  
TOTAL: 8.10

Date: 10/29/2004

Wgt: 0.7 LBS

Ref: 000579.00016

Dep:

DV:

Svcs: \*\* 2DAY \*\* 2336  
TRCK: 6440 5951



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<b>Tracking number</b>	644059512336	<b>Reference</b>	000579.00216
<b>Signed for by</b>	Signature release on file	<b>Delivery location</b>	WEST BLOOMFIELD, MI
<b>Ship date</b>	Oct 29, 2004	<b>Delivered to</b>	Residence
<b>Delivery date</b>	Nov 1, 2004 12:56 PM	<b>Service type</b>	FedEx 2Day Pak
		<b>Weight</b>	1.0 lbs.

**Status** Delivered

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Date/Time	Activity	Location	Details
Nov 1, 2004 12:56 PM	Delivered	WEST BLOOMFIELD, MI	Left at front door. No signature required - release waiver on file
	7:18 AM On FedEx vehicle for delivery	NOVI, MI	
Oct 30, 2004 8:12 AM	At local FedEx facility	AUBURN HILLS, MI	
	8:12 AM At local FedEx facility	AUBURN HILLS, MI	Package not due for delivery
	6:31 AM At dest sort facility	ROMULUS, MI	
	2:14 AM Departed FedEx location	MEMPHIS, TN	
Oct 29, 2004 9:50 PM	Left origin	CHICAGO, IL	
	9:17 PM Arrived at FedEx location	CHICAGO, IL	
	8:38 PM Package data transmitted to FedEx		
	6:02 PM Picked up	CHICAGO, IL	

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McDonnell, Boehnen,  
Hulbert & Berghoff

AMS

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JS		2. EXTENSION: 22602	3. DEPARTMENT:
4. CLIENT NUMBER: 579	5. MATTER NUMBER: 216	6. FIRM:	7. PERSONAL: INITIALS:

8. MAILING INFORMATION:

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS:	
CITY:	ZIP CODE:

Mr. Brian Crull  
5514 Oak Park Drive  
Clarkston, MI 48346

9. SERVICE (Please select ONLY ONE):

- ☐ FedEx First Overnight (By 8:00 a.m. Extra charge applies)  
☐ FedEx Priority Overnight (Delivery by 10:00 a.m.)  
☐ FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)  
☒ FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) - Signature Required!  
☐ FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)  
☐ FedEx International Priority (Delivery schedule varies according to country of destination)

FedEx

U.S.  
MAIL

- ☐ U.S. POSTAL SERVICE (Regular Mail)  
☐ U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)  
☐ U.S. POSTAL SERVICE EXPRESS MAIL  
☐ U.S. POSTAL SERVICE CERTIFIED MAIL  
☐ U.S. POSTAL SERVICE REGISTERED MAIL  
☐ U.S. POSTAL SERVICE (Bulk Rate)

- ☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT HOUR  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT TWO HOURS  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT 4 HOURS  
☐ MESSENGER SERVICE DELIVERY SUBURBS

Messenger  
Service

- ☐ UPS Next Day Air (By 10:00 a.m.)  
☐ UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)

Ref: 000579 00216  
Date: 10/29/2004  
Wgt: 0.7 LBS  
DV: 0.00  
SHIPPING: 7.47  
SPECIAL: 0.63  
HANDLING: 0.00  
TOTAL: 8.10

try of destination:  
7.47  
0.63  
0.00  
8.10

10. SPECIAL INSTRUCTIONS:

Signature Required!

11. PROCESSED BY:

Ref: 000579 00216  
Date: 10/29/2004  
Wgt: 0.7 LBS  
DV: 0.00  
SHIPPING: 7.47  
SPECIAL: 0.63  
HANDLING: 0.00  
TOTAL: 8.10

Svcs: \*\* 2DAY \*\*  
TRCK: 6440 5951 2266

Svcs: \*\* 2DAY \*\*  
TRCK: 6440 5951 2277

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Tracking number 644059512277  
Signed for by S.KRULL  
Ship date Oct 29, 2004  
Delivery date Nov 2, 2004 4:19 PM

Reference 000579.00216  
Delivery location CLARKSTON, MI  
Delivered to Residence  
Service type FedEx 2Day Pak  
Weight 1.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Nov 2, 2004	4:19 PM Delivered	CLARKSTON, MI	
	8:30 AM On FedEx vehicle for delivery	AUBURN HILLS, MI	
Nov 1, 2004	5:51 PM At local FedEx facility	AUBURN HILLS, MI	
	5:25 PM At local FedEx facility	AUBURN HILLS, MI	Package not due for delivery
	10:01 AM On FedEx vehicle for delivery	AUBURN HILLS, MI	
Oct 30, 2004	8:22 AM At local FedEx facility	AUBURN HILLS, MI	
	8:22 AM At local FedEx facility	AUBURN HILLS, MI	Package not due for delivery
	6:31 AM At dest sort facility	ROMULUS, MI	
Oct 29, 2004	2:11 AM Departed FedEx location	MEMPHIS, TN	
	9:50 PM Left origin	CHICAGO, IL	
	9:17 PM Arrived at FedEx location	CHICAGO, IL	
	8:38 PM Package data transmitted to FedEx		
	6:02 PM Picked up	CHICAGO, IL	

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McDonnell, Boehnen,  
Hulbert & Berghoff

AMS

DATE: 10/29/04

CHARGE BACK AUTHORIZATION SLIP

1. NAME OF THE REDQUESTER: Emma/JFS		2. EXTENSION: 22602	3. DEPARTMENT:
4. CLIENT NUMBER: 579	5. MATTER NUMBER: 214	6. FIRM:	7. PERSONAL: INITIALS:

8. MAILING INFORMATION:

RECIPIENT'S NAME:	PHONE NUMBER:
COMPANY NAME:	
ADDRESS:	
CITY:	ZIP CODE:

Mr. Kevin Williams  
10520 Kenicott Drive  
Brighton, MI 48114

9. SERVICE (Please select ONLY ONE):

- ☐ FedEx First Overnight (By 8:00 a.m. Extra charge applies)  
☐ FedEx Priority Overnight (Delivery by 10:00 a.m.)  
☐ FedEx Standard Overnight (Between 10:00 a.m. & 4:00 p.m.)  
☒ FedEx 2nd Day (By 10:00 a.m. 2nd Business Day) - Signature Required!  
☐ FedEx SATURDAY DELIVERY (Delivery by 1:00 p.m.)  
☐ FedEx International Priority (Delivery schedule varies according to country of destination)

FedEx

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Service

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☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT TWO HOURS  
☐ MESSENGER SERVICE DELIVERY WITHIN THE NEXT 4 HOURS  
☐ MESSENGER SERVICE DELIVERY SUBURBS

United  
Parcel  
Service

U.S.  
MAIL

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☐ U.S. POSTAL SERVICE PRIORITY (\$3.85 first 2 lbs)  
☐ U.S. POSTAL SERVICE EXPRESS MAIL  
☐ U.S. POSTAL SERVICE CERTIFIED MAIL  
☐ U.S. POSTAL SERVICE REGISTERED MAIL  
☐ U.S. POSTAL SERVICE (Bulk Rate)

- ☐ UPS Next Day Air (By 10:00 a.m.)  
☐ UPS 2nd Day Air (By 10:00 a.m. 2nd Business Day)  
☐ UPS Ground (By 12:00 p.m. 3 to 5 business days)  
☐ UPS International (Delivery Schedule varies according to country of destination)

10. SPECIAL INSTRUCTIONS:

Signature Required!

11. PROCESSED BY:

Ref: 000579.00216  
Dep:

Date: 10/29/2004  
Wgt: 0.7 LBS  
DV:

SHIPPING:  
SPECIAL:  
HANDLING:  
TOTAL:

7.47  
0.63  
0.00  
8.10

Sves: \*\* 2DAY \*\*  
TRCK: 6440 5951 2369


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**Tracking number** 644059512369  
**Signed for by** Z.WILLIAMS  
**Ship date** Oct 29, 2004  
**Delivery date** Nov 3, 2004 12:53 PM

**Reference** 000579.00216  
**Delivery location** BRIGHTON, MI  
**Delivered to** Residence  
**Service type** FedEx 2Day Pak  
**Weight** 1.0 lbs.

**Status** Delivered

Date/Time	Activity	Location	Details
Nov 3, 2004	12:53 PM Delivered	BRIGHTON, MI	
	8:06 AM On FedEx vehicle for delivery	NOVI, MI	
Nov 2, 2004	3:42 PM At local FedEx facility	NOVI, MI	
	12:53 PM Delivery exception	NOVI, MI	Customer not available or business closed
	8:02 AM On FedEx vehicle for delivery	NOVI, MI	
Nov 1, 2004	6:26 PM At local FedEx facility	NOVI, MI	
	8:22 AM At local FedEx facility	NOVI, MI	Package not due for delivery
Oct 30, 2004	7:41 AM At local FedEx facility	NOVI, MI	Package not due for delivery
	6:31 AM At dest sort facility	ROMULUS, MI	
	2:15 AM Departed FedEx location	MEMPHIS, TN	
Oct 29, 2004	9:50 PM Left origin	CHICAGO, IL	
	9:17 PM Arrived at FedEx location	CHICAGO, IL	
	8:38 PM Package data transmitted to FedEx		
	6:02 PM Picked up	CHICAGO, IL	

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# EXHIBIT O



**Santos, Julian**

---

**From:** Santos, Julian  
**Sent:** Monday, December 20, 2004 4:43 PM  
**To:** 'Hass Machlab'  
**Subject:** Patent Matter --- MBHB Reference No. 03-050-E

**CONFIDENTIAL & PRIVILEGED  
ATTORNEY-CLIENT PRIVILEGE**

Re: Title: Vehicle-Interactive System  
Country: US  
Application Serial Number: US10/823271A  
Filing Date: April 12, 2004  
Filing Type: Non-Provisional  
Publication No.: n/a  
Publication Date: n/a  
Associate: Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Issue Number: n/a  
Issued Date: n/a  
MBHB Case No.: 03-050-E  
Snap-On Invention No.: NNT-01867

Dear Hass,

Thanks for signing and returning the paperwork for the application entitled Wireless Communication Framework. However, I have not yet received the executed paperwork for the above-listed application. As you may recall, I had to send to you an updated set of paperwork because Mr. Williams' name was inadvertently left off the original paperwork. You signed the original paperwork, so no additional work (besides the execution of the documents) is needed. Please execute the attached assignment, and declaration and power of attorney as soon as possible.

After executing the paperwork, please fax (or scan and e-mail) the signed paperwork to me as soon as possible because I need to file them with the Patent Office by December 27, 2004. After faxing the executed paperwork, please send the originals to me via regular mail.

If you do not have time to have the assignment notarized in the next day or two, please execute the declaration and power of attorney and get it back to me as quickly as you can. Then, please work on notarizing the assignment after the New Year.



03-050-E Patent Declaration &...  
03-050-E Patent Assignment.pdf...

Thanks and enjoy the holidays,

Julian

Julian F. Santos  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive, Ste. 3100  
Chicago, IL 60606-6709  
312-913-0001 (Main)  
312-913-0002 (Fax)  
312-913-3304 (Direct)

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## PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

**ADDRESS TO:**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**

Attorney Docket No.: 03-050-E  
Application No.: 10/823,271  
Filing Date: April 12, 2004  
First Named Inventor: Kapolka et al.  
Group Art Unit: 3661  
Examiner: TBD

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application to October 25, 2004.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

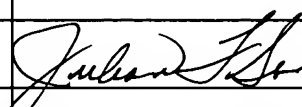
- |   |            |
|---|------------|
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1))              | \$         |
| <input type="checkbox"/> Two Months (37 CFR 1.17(a)(2))             | \$         |
| <input type="checkbox"/> Three Months (37 CFR 1.17(a)(3))           | \$         |
| <input checked="" type="checkbox"/> Four Months (37 CFR 1.17(a)(4)) | \$1,590.00 |
| <input type="checkbox"/> Five Months (37 CFR 1.17(a)(5))            | \$         |

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$

☐ A check in the amount of the fee is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Deposit Account Number 13-2490.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name	Julian F. Santos
Reg. No.	47,917
Signature	
Date	December 22, 2004

EXT (Rev. 1/3/01)

## PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

**ADDRESS TO:**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**

Attorney Docket No.: 03-050-E  
Application No.: 10/823,271  
Filing Date: April 12, 2004  
First Named Inventor: Kapolka et al.  
Group Art Unit: 3661  
Examiner: TBD

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application to October 25, 2004.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

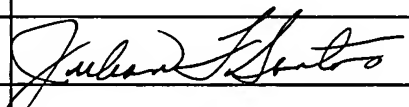
- |   |            |
|---|------------|
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1))              | \$         |
| <input type="checkbox"/> Two Months (37 CFR 1.17(a)(2))             | \$         |
| <input type="checkbox"/> Three Months (37 CFR 1.17(a)(3))           | \$         |
| <input checked="" type="checkbox"/> Four Months (37 CFR 1.17(a)(4)) | \$1,590.00 |
| <input type="checkbox"/> Five Months (37 CFR 1.17(a)(5))            | \$         |

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$

☐ A check in the amount of the fee is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Deposit Account Number 13-2490.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name	Julian F. Santos
Reg. No.	47,917
Signature	
Date	December 22, 2004

EXT (Rev. 1/3/01)